

CHAPTER 56-02-04
EQUIPMENT, EXAMINATION, PRESCRIPTION, AND FEE REQUIREMENTS

Section

56-02-04-01	Minimum Equipment Requirements
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56-02-04-01. Minimum equipment requirements. The minimum requirements of office equipment and accessories for optometrists, all of which shall be maintained in good working condition at each location where examinations are conducted, shall be those customarily used and available according to the prevailing standards of the profession in the state of North Dakota.

History: Amended effective December 1, 1987.

General Authority: NDCC 43-13-13

Law Implemented: NDCC 43-13-22

56-02-04-02. Minimum examination requirements. The minimum care which an optometrist shall provide in all cases shall include the patient's case history, records, examination, diagnosis, and treatment as meet the generally accepted standard of care for the practice of optometry, but not less than required by law and these rules. An optometrist shall keep and maintain permanent records of each patient for a minimum of six years from the last contact with the patient documenting the care, case history, records, examination, diagnosis, and treatment of each patient.

History: Amended effective January 1, 1995.

General Authority: NDCC 43-13-13

Law Implemented: NDCC 43-13-13, 43-13-13.2, 43-13-13.3

56-02-04-03. Minimum prescription and fee standards.

1. Optometrists shall make available to their patients a copy of their spectacle (not contact lenses) prescription upon request. Every spectacle prescription shall have noted thereon an expiration date not to exceed thirty-six months.
2. Optometrists, in their sole discretion, may make available to their patients a copy of their contact lens prescription upon request. Every contact lens prescription shall have noted thereon an expiration date not to exceed twelve months and may only be released in written form.
3. Every licensed optometrist shall make available to the patient, upon request, information showing how the fee was calculated, including

the amount charged for professional services rendered and for the laboratory cost of the ophthalmic materials used.

History: Amended effective December 1, 1987; January 1, 1995.

General Authority: NDCC 43-13-13

Law Implemented: NDCC 43-13-22

56-02-04-04. Failure to comply with minimum equipment, examination, and prescription standards. In the absence of compelling reason to the contrary, it shall be considered grossly incompetent for an optometrist to willfully or repeatedly fail or neglect to comply with the minimum equipment, examination, and prescription standards of this chapter.

General Authority: NDCC 43-13-13

Law Implemented: NDCC 43-13-13